

MAGISTRATE COURT OF ATKINSON COUNTY, GEORGIA

DATE FILED _____

Dispossessory

CASE NO. _____

Plaintiff's Name & Address

vs.

Defendant's Name & Address

Defendant's Name & Address (If two or more Defendants)

AFFIDAVIT- Personally appeared the undersigned affiant who on oath says that affiant is the owner, attorney at law, agent for Plaintiff(s) herein, and that Defendant(s) is/are in possession as tenant(s) of premises at the address stated above, in _____ County, the property of said Plaintiff(s). Plaintiff(s) attest(s) that there are no other person(s)/entity(ies) or known occupant(s) with whom Plaintiff(s) has/have a landlord tenant relationship.

FURTHER THAT: (check applicable claim(s)):

- tenant fails to pay the rent which is now past due;
- tenant holds the premises over and beyond the term for which they were rented or leased to tenant;
- tenant is a tenant at sufferance;
- Other: _____; and

THAT Plaintiff(s) is/are entitled to recover any and all rent that may come due until this action is finally concluded. Plaintiff(s) desires and has demanded possession of the premises and Defendant(s) has/have failed and refused to deliver said possession. WHEREFORE, Plaintiff(s) demand(s) (a) possession of the premises; (b) past due rent of \$ _____; (c) rent accruing up to the date of judgment or vacancy at the rate of \$ _____ per day. (Calculate daily rental rate, if seeking rent accruing to date of judgment or vacancy.) (d) _____

Sworn to and subscribed before me,
this _____ day of _____, 20____.

Affiant Owner Attorney at Law Agent

Attesting Official

SUMMONS -- To the Sheriff of this County or lawful deputies of the Sheriff -- GREETINGS:

The Defendant(s) is/are commanded and required to file an answer to said affidavit in writing or orally in person at the Magistrate Court of _____ County, Georgia on or before the seventh (7th) day after the date of service of this affidavit and summons. If such answer is not made, a Writ of Possession and/or Judgment shall issue as provided by law. Witness the Honorable Chief Magistrate of said Court.

This _____ day of _____, 2018.

Magistrate or Deputy Clerk

The last possible date to file an answer: _____

MAGISTRATE COURT OF _____ COUNTY, GEORGIA

Date Filed: _____

Case No: _____

Plaintiff(s) Name, Address

vs

Defendant's Name & Address

Defendant's Name & Address (If two Defendants)

AFFIDAVIT OF MILITARY SERVICE

Personally appeared before me, the undersigned notary public or clerk, _____ (name of Affiant), who after being duly sworn, deposes and states as follows:

I am the Plaintiff, Attorney of Record for the Plaintiff, or the duly authorized agent for the Plaintiff, and I am executing this affidavit as required by Uniform Magistrate Court Rule 43.1 and the Servicemembers Civil Relief Act, 50 U.S.C. § 3931. To the best of my knowledge and belief:

I have searched the website for the Department of Defense Manpower Data Center and have been able to ascertain that the vehicle Owner/Lien Holder in the above-styled action is in military service as defined by 50 U.S.C. § 3911. The status report from the Department of Defense is attached.

I have searched the website for the Department of Defense Manpower Data Center and have found no indication that the vehicle Owner/Lien holder in the above-styled action is in military service. Therefore, to the best of my knowledge and belief, the vehicle Owner is not in military service as defined by 50 U.S.C. § 3911. The status report from the Department of Defense is attached.

I have not been able to ascertain whether or not the vehicle Owner/Lien Holder in the above-styled action is in military service as defined by 50 U.S.C. § 3911 after making a good faith effort.

Sworn to and Subscribed before me
This ____ day of _____ 20____

Notary Public or Clerk
My Commission Expires: _____

Authorized Signature of Affiant